



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Summary CITY COUNCIL

R. Steve Tumlin, Mayor
Stuart Fleming, Ward 1
Grif Chalfant, Ward 2
Johnny Walker, Ward 3
G. A. (Andy) Morris, Ward 4
Anthony Coleman, Ward 5
Michelle Cooper Kelly, Ward 6
Philip M. Goldstein, Ward 7

Wednesday, February 10, 2016

7:00 PM

Council Chamber

**20151152 Marietta PAL "Blue Devils" Cheerleaders Win First Place in the FL
Statewide Championship!**

The Marietta PAL "Blue Devils" Cheerleaders won the first place trophy in the Florida PAL Statewide Championship competition. Marietta PAL Cheerleaders landed impressive stunts and well-choreographed dance moves with synchronized precision to impress the team of judges and to walk away with the coveted first place trophy in the 12 and under category for cheer/dance/stunt.

Presented

20160135 Scheduled Appearance - Mr. Steve Imler, 599 Church Street, Ward 4

Wishes to address council regarding Legistar# 20160065, Design Guidelines for Church-Cherokee Historic District.

Present

20160122 Scheduled Appearance - Philip M. Goldstein, 31 Powers Ferry Manor

Present

*** 20160082 Regular Meeting Minutes - January 13, 2016**

Review and approval of the January 13, 2016 regular meeting minutes.
Approved and Finalized

20160095 Special Meeting - January 27, 2016

Review and approval of the January 27, 2016 special meeting minutes.

Motion to approve the January 27, 2016 special meeting minutes, with the print date February 3, 2016.

Approved as Amended

20151122

Z2016-01 [REZONING & SPECIAL LAND USE PERMIT] FIRST CHRISTIAN CHURCH

Z2016-01 [REZONING & SPECIAL LAND USE PERMIT] FIRST CHRISTIAN CHURCH is requesting the rezoning of property located in Land Lot 1287, District 16, Parcels 0700, 0790, 0780, 0770, & 0360, 2nd Section, Marietta, Cobb County, Georgia, and being known as 566 Waterman St; 559, 569, & 579 Frasier St; and 235 Grover St from R-4 (Single Family Residential - 4 units/acre) and NRC (Neighborhood Retail Commercial) to R-4 (Single Family Residential - 4 units/acre) with a Special Land Use Permit for a place of assembly. Ward 1A.

Motion to approve rezoning for property at 566 Waterman St; 559, 569, & 579 Frasier St; and 235 Grover St from R-4 (Single Family Residential – 4 units/acre) and NRC (Neighborhood Retail Commercial) to R-4 (Single Family Residential – 4 units/acre) with a Special Land Use Permit for a place of assembly, with the following stipulations are incorporated as conditions of zoning:

- 1. A 6 ft. privacy fence, at a minimum effective height of 7 feet, and constructed of pressure treated wood, shall be placed between properties at 553 and 559 Frasier Street, and constructed according to code, within 90 days.*
- 2. Hours of operation for distribution of food shall be on Mondays and Saturdays between 9:00AM and 4:00PM.*
- 3. Maximum truck size for use by the church on the property currently known at 559 Frasier Street shall be limited to a medium duty, single axle truck.*
- 4. No outside storage is allowed.*
- 5. Outside walk-in cooler shall be covered by matching vinyl siding attached to the exterior side of the cooler, which shall extend 2 feet above the side of the cooler to screen the compressors.*
- 6. The roof on the food pantry and awning will be changed within one (1) year so that it will be one color.*
- 7. An exemption plat to combine all contiguous church-owned property shall be submitted to the Planning & Zoning Office for review within 90 days.*

The following variances were also granted as conditions of zoning for the current developed property only, and would be discontinued upon the redevelopment of the site, according to Section 706.03, Continuance of a nonconforming building or structure:

- 1. Reduction of the west side property line from 75' to 6.9' for the existing primary structure.*
- 2. Reduction of the west side property line from 75' to 10' for the existing primary structure.*
- 3. Reduction of the major side setback for the existing primary structure on East Waterman Street from 25' to 22'.*
- 4. Waiver of the requirements of the Tree Protection and Landscaping ordinance.*
- 5. Increase the maximum impervious surface from 50% to 67%.*
- 6. Variance to reduce the required setback between any building or structure used in connection with the church from 75 feet to 1.8 feet for the existing buildings currently shown on the site plan dated June 3, 2003.*

Approved as Amended

20160015 Z2016-02 [REZONING] CARY MCCALLUM

Z2016-02 [REZONING] CARY MCCALLUM is requesting the rezoning of property located in Land Lot 1141, District 16, Parcels 0280 & 0260, 2nd Section, Marietta, Cobb County, Georgia, and being known as 303 & 309 Austin Avenue from R-4 (Single Family Residential - 4 units/acre) to CRC (Community Retail Commercial). Ward 5B.

Approved and Finalized

* **20160118 Denial of Claim**

Denial of the claim of Makeda King

Approved to Deny Claim

* **20160126 Denial of Claim**

Denial of Claim of Y'vette Shorts and Miqueen Davie.

Approved to Deny Claim

* **20160127 Denial of Claim**

Denial of Claim of Sarah Joseph.

Approved to Deny Claim

20160055 Renaming of Franklin Road

Motion to approve changing the name of Franklin Road to Gateway Boulevard. This includes the entire length of Franklin Road beginning at the intersection of Banberry Road and Franklin Road to Cobb Parkway and Franklin Road. To designate Gateway Boulevard commencing at the South Marietta Parkway and terminating at Delk Road as the "Franklin Commemorative Highway".

*Motion to approve changing the name of Franklin Road to **Franklin Gateway**. This includes the entire length of Franklin Road beginning at the intersection of Banberry Road and Franklin Road to Cobb Parkway and Franklin Road.*

Approved as Amended

* **20160063 Unscheduled Appearance**

Motion to amend Rules and Procedures of Council to remove the first "Unscheduled Appearances" from the City Council agenda.

Motion to an Ordinance to amend the Rules and Procedures of Council to remove the first "Unscheduled Appearances" from the City Council agenda and waiving the requirement for a second reading as set forth in Section 1-4-040 L of the City of Marietta Charter.

Approved as Amended

- * **20160064** **Revision to the Detailed Plan for Walton Horizons subdivision - L-19 & L-20, Dunlieth Parkway**
Motion to revise the Detailed Plan for Walton Horizons, specifically for building setbacks on lots L-19 and L-20. The revised setbacks are shown on the attached surveys, signed by the owner and dated February 10, 2016, and in accordance with Section 708.20(J.4) of the Marietta zoning Ordinance. All other zoning conditions previously approved for this development, including site plans, landscape plans, and architectural elevations, shall remain in effect. In addition, the applicant agrees to incorporate all four-sided architectural requirements into the walk-out basement area.
The purpose of this revision is:
1. For Lot 19, to increase the front setback off of Dunlieth Parkway from 5' to 18'; and to decrease the rear setback off of Saine Drive from 25' to 8'.
2. For Lot 20, to increase the front setback off of Dunlieth Parkway from 5' to 20'; and to decrease the rear setback off of Saine Drive from 25' to 8'.

Approved and Finalized
- * **20151141** **City of Marietta Comprehensive Plan Update**
Motion to approve the revised City of Marietta Vision Statement dated February 10, 2016 to be incorporated into the City of Marietta's 10-year update for the 2040 Comprehensive Plan (as attached in Exhibit A).
Approved and Finalized
- * **20151201** **Marietta Development Authority Board Appointment**

Reappointment of James D. Southerland to the Marietta Development Authority Board (Post 5) for a 5 year term, effective February 10, 2016 and expiring February 10, 2021.

Approved and Finalized
- * **20151202** **Historic Board of Review Appointment at Large**

Reappointment of Johnny Walker to the Marietta Historic Board of Review for the City Council At Large Appointment for a two year term, effective February 10, 2016 and expiring February 10, 2018.

Approved and Finalized
- * **20151203** **Cobb Municipal Association 2016 Delegates**

Appointment of Council Members Grif Chalfant and Andy Morris to serve as the 2016 voting delegates for the Cobb Municipal Association (CMA) business meetings.
Approved and Finalized

* **20160040 Construction Board of Adjustment and Appeals**

Reappointment of Gordon Brans (Ward 3), Chris Poston (Ward 4) and Allen Worthy (Ward 5) to the Construction Board of Adjustment and Appeals for five (5) year terms expiring January 31, 2021.

Approved and Finalized

20160042 Construction Board of Adjustment and Appeals

Consideration of an appointment to the Construction Board of Adjustment and Appeals (Ward 7) for five (5) year terms expiring January 31, 2021.

Removed

* **20160033 2016 Flexible Benefit Plan**

Motion approving the 2016 Flexible Benefit Plan and Summary Plan Description with Total Administrative Services Corporation (TASC).

Approved and Finalized

* **20160065 Public hearing for design guidelines of Church-Cherokee Streets Historic District**

Motion to authorize staff to advertise the public hearing for City Council regarding the adoption of the design guidelines for Church-Cherokee Historic District.

Council member Goldstein disclosed that he owns properties that are located in the proposed district; 473 Cherokee Street, Marietta, Georgia, 481 Cherokee Street, Marietta, Georgia, 489 Cherokee Street NE, Marietta, Georgia and 497 Cherokee Street NE, Marietta, Georgia.

The City Attorney's law firm has disclosed that one member of the firm resides within the proposed district.

Approved for Advertisement

* **20160121 Transfer of property to GDOT**

Motion to authorize the transfer of cemetery trail property along Cemetery Street from 121 Hedges Street to 480 West Atlanta Street to the Georgia Department of Transportation.

Approved and Finalized

- * **20160138** **Authorization to expend 2009 Parks Bond funds for professional design and consultation.**

A motion authorizing an expenditure not to exceed \$10,000 for professional design and consultation with funding from the 2009 Parks Bond, Category D, Planning/Design/Administration/Contingencies, specifically account number 274-3001-541-3101.

Approved and Finalized

- * **20160137** **BLW Actions of February 8, 2016**

Review and approval of the February 8, 2016 actions and minutes of Marietta Board of Lights and Water.

Approved and Finalized